

ENTERED

March 07, 2017

David J. Bradley, Clerk

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
GALVESTON DIVISION

UNITED STATES OF AMERICA	§	
	§	
VS.	§	CRIMINAL ACTION NO. 3:16-CR-18
	§	
BRIAN DALE BARSEMA	§	

ORDER

Pending before the Court is the Defendant's Second Motion to Continue Trial (Dkt. 15). In accordance with 18 U.S.C. § 3161, the basis for the continuance is the finding that the ends of justice served in granting such continuance outweigh the best interests of the public and the Defendant in a speedy trial.

The Court finds that, pursuant to 18 U.S.C. § 3161, a failure to grant continuance in this case would deny counsel for the Defendant the reasonable time necessary for effective preparation taking into account the exercise of due diligence and would thereby result in a miscarriage of justice for the Defendant.

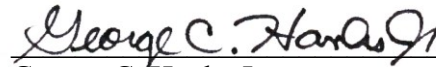
The Defendant recites that there has been inadequate time to sufficiently prepare for trial. Denial of the reasonable time necessary for effective trial preparation is expressly enunciated in 18 U.S.C. § 3161 as a factor in determining that a continuance in the ends of justice would outweigh the public's interest in a speedy trial.

IT IS HEREBY ORDERED that the Defendant's motion for continuance is **GRANTED**.

A period of excludable delay shall commence from today, **March 7, 2017**, pursuant to 18 U.S.C. § 3161, and **May 22, 2017**. It is further ORDERED that the scheduling order is amended as follows:

April 21, 2017	All MOTIONS will be filed no later than this date.
April 28, 2017	RESPONSES to motions will be filed no later than this date.
May 18, 2017 10:00 a.m.	PRETRIAL CONFERENCE
May 22, 2017 9:00 a.m.	JURY TRIAL.

SIGNED at Galveston, Texas, this 7th day of March, 2017.



George C. Hanks Jr.
United States District Judge